

RECEIVED CENTRAL FAX CENTER MAR 1 5 2006

4845 Pearl East Circle Suite 300 Boulder, CO 80301 (720) 931-3000, Fax (720) 931-3001

Direct Dial Number: (720) 931-3012

2345 Grand Boulevard, Suite 2800 Kansas City, MO 64108-2612 (816) 292-2000, Fax (816) 292-2001

10851 Mastin Blvd. Building 82, Sulte 1000 Overland Park, KS 66210-1669 (913) 451-5100, Fax (913) 451-0875

1010 Market Street Suite 1300 St. Louis, MO 63101-2000 (314) 613-2500, Fax (314) 613-2550 230 Park Avenue Suite 1847 New York, NY 10169 (212) 850-6220, Fax (212) 850-6221

370 17th Street Suite 4650 Denver, CO 80202-5607 (720) 931-3200, Fax (720) 932-3201 www.lathropgage.com

314 East High Street Jefferson City, MO 65101 (573) 893-4336, Fax (573) 893-5398

1845 S. National Springfield, MO 65808-4288 (417) 886-2000, Fax (417) 886-9126

1200 G Street, N.W. Suite 800 Washington, D.C. 20005 (202) 434-8984, Fax (202) 434-8992

March 15, 2006

From: Dan Cleveland, Jr.

Matter No.: 396421

То:	Company:	Fax Number:	Phone Number:		
Commissioner for Patents	US Patent & Trademark Office				
1 5.0110	Office	571-273-8300			

Number of Pages Transmitted (including this cover sheet): 16

Message:

Applicant(s): John B. Taylor

Serial No.: 10/017,687

Filed: October 30, 2001

For: Fungicidal And Bactericidal Compositions For

Plants Containing Phosphonate And Phosphate Salts, Metal Chelates And Derivatives Thereof Examiner: Choi, Frank I

Group Art Unit: 1616

Confirmation No. 5708

If you have a problem receiving this facsimile, please call: (720) 931-3000 Fax A

Fax Attendant: _____

CONFIDENTIALITY NOTE:

The information in this facsimile message ("fax") is sent by an attorney or his/her agent, is intended to be confidential and for the use of only the individual or entity named above. The information may be protected by attorney/client privilege, work product immunity or other legal rules. If the reader of this message is not the intended recipient, you are notified that retention, distribution or copying of this fax is strictly prohibited. If you receive this fax in error, please notify us immediately by telephone and return it to the address above. Thank you.

RECEIVED CENTRAL FAX CENTER MAR 1 5 2006

CERTIFICATE OF	Matter No.			
Applicant(s): John E	Applicant(s): John B. Taylor			
Serial No.	Filing Date	Examiner	Group Art Unit	
10/017,687	October 30, 2001	Choi, Frank I.	1616	

Invention:

Fungicidal and Bactericidal Compositions for Plants Containing Phosphonate and Phosphate Salts, Metal Chelates and Derivatives Thereof

I hereby certify that this:

- 1. Transmittal Form (1 page);
- 2. Response to Notice of Non-Compliant Amendment (13 pages); and
- 3. Fax cover page (1 page)

are being sent via facsimile transmission to Commission For Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 15th day of March 2006.

^		\cap	
mari	celt	1/11	7.
	sture of Transn		

Janice Price

PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM		Application Numb	er	10/017,68			\	
		Filing Date		October 3	30, 2001		7	
		First Named Inver	ntor	John B. T	aylor	DECEN		
			Art Unit		1616		CENTRAL FAX	
(to be used for all correspondence after initial filing)		Examiner Name		Choi, Fra	nk i.		1	
Total Number of Pages in Th			Attorney Docket N	lumber	396421		- MAK-1-5	2006
		ENCLO	SURES (check all th	at apply)				7
Fee Transmittal Form		Drawing(s			After Al	lowance Com	munication to TC	1
Fee Attached	10	Licensing-related Papers			Appeal Communication to Board			
57.		Petition	•••			eals and Interf		
Amendment / Reply	. -				Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)			ŀ
After Final	[Petition to Convert to a Provisional Application			Proprietary Information			
Affidavits/declaration	n(s)	Power of Attorney, Revocation Change of Correspondence Address			Status Letter			
Extension of Time Requi	est	Teminal Disclaimer		Other Enclosure(s) (please identify below):				
Express Abandonment Request		Request for Refund		Certificate of Facsimile Transmission				
		CD, Number of CD(s)		Fax Cover		ansmission	1	
Information Disclosure S	tatement	☐ Land	dscape Table on CD					
Certified Copy of Priority Document(s)	[[Remarks						
Reply to Missing Parts/								1
Incomplete Application								·
Reply to Missing Pa under 37 CFR1.52 c								ł
	SIGNA	TURE OF A	PPLICANT, ATTO	RNEY. OF	RAGENT			1
Firm	_	throp & Gage		····				1
Signature	1	96	98	3				}
Printed Name	Da	en Cleveland, J	tr.					
Date March 15, 2006			Reg. No.	36,106				
	C	ERTIFICAT	E OF TRANSMISS	SION/MAIL	ING			
I hereby certify that this con Service with sufficient posts Alexandria, VA 22313-1450 (age as first o	ass mall in	imile transmitted to the an envelope address	he USPTO ssed to: Co	or deposited ommissioner	with the Unit for Patents,	ted States Postal P.O. Box 1450,	7
Signature		X	rice P	110	<u> </u>			7
Typed or printed name	Janice Price				Date	March 15, 2	006	ブ

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retell a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Serial No.:

Group Art Unit:

Confirmation No.

PATENT Attorney Docket No.: 396421

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): John B. Taylor

Filed: October 30, 2001

For: Fungicidal And Bactericidal

10/017,687

Compositions For Plants Containing Phosphonate And Phosphate Salts, Metal

Chelates And Derivatives Thereof

RECEIVED
Examiner: Choi, Frank I CENTRAL FAX CENTER

1616

5708

MAR 1 5 2006

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

This Amendment is submitted to replace the Amendment filed on August 11, 2005. Please amend the application as follows:

Amendments to the claims begin on page 2 of this paper.

Remarks begin on page 13 of this paper.